

## INTERIM CONVEYANCE

## WHEREAS

Old Harbor Native Corporation

is entitled to a conveyance pursuant to Secs. 14(a) and 22(j) of the Alaska Native Claims Settlement Act of December 18, 1971 (85 Stat. 688, 702, 715; 43 U.S.C. 1601, 1613(a), 1621(j) (Supp. V, 1975)), of the surface estate in the following described lands:

LANDS OUTSIDE THE KODIAK NATIONAL WILDLIFE REFUGE (PLO 1634)

Seward Meridian, Alaska (Unsurveyed)

T. 33 S., R. 23 W.  
Sec. 7 (fractional), all.

Containing approximately 10 acres.

T. 33 S., R. 24 W.  
Secs. 6 and 7 (fractional), all;  
Sec. 18 (fractional), that portion outside PLO 1634.

Containing approximately 659 acres.

T. 33 S., R. 25 W.  
Sec. 13 (fractional), that portion outside PLO 1634  
and excluding Native allotment AA-7484 Parcel B.

Containing approximately 180 acres.

T. 34 S., R. 23 W.  
Secs. 31, 32 and 33 (fractional), all.

Containing approximately 720 acres.

T. 34 S., R. 24 W.  
Sec. 29 (fractional), all;  
Sec. 30 (fractional), excluding Alaska Native Claims  
Settlement Act Sec. 3(e) application AA-12838;  
Secs. 31, 33, 34 and 35 (fractional), all.

Containing approximately 631 acres.

T. 34 S., R. 25 W.  
Sec. 21 (fractional), that portion outside PLO 1634  
and excluding U.S. Survey 4793;  
Sec. 22 (fractional), all;  
Sec. 23 (fractional), that portion outside PLO 1634;  
Secs. 25, 26 and 27 (fractional), all;  
Sec. 28 (fractional), excluding Native allotment  
AA-7510 Parcel A;  
Sec. 29 (fractional), excluding Amended U.S. Survey 4656  
and U.S. Survey 4793;  
Sec. 32 (fractional), all;  
Sec. 33 (fractional), excluding Native allotment  
AA-7510 Parcel A and U.S. Survey 4953 (Soldier's  
Additional Homestead A-067809);  
Sec. 34, all;

Interim Conveyance No.

165

165

Date MAR 8 1970

Sec. 35 (fractional), all;  
Sec. 36, all.

Containing approximately 4,323 acres.

T. 35 S., R. 23 W.

Secs. 1 to 4 (fractional), inclusive, all;  
Sec. 5, all;  
Sec. 6 (fractional), all;  
Secs. 7 to 11, inclusive, all;  
Secs. 12, 13 and 14 (fractional), all;  
Secs. 15 to 18, inclusive, all;  
Secs. 19 to 23 (fractional), inclusive, all;  
Secs. 26 to 30 (fractional), inclusive, all.

Containing approximately 10,868 acres.

T. 35 S., R. 24 W.

Secs. 1 to 6 (fractional), inclusive, all;  
Sec. 7 (fractional), excluding U.S. Survey 1743;  
Secs. 8 and 9, all;  
Secs. 10 and 11 (fractional), all;  
Sec. 12, all;  
Sec. 13 (fractional), all;  
Sec. 14, all;  
Sec. 15 (fractional), all;  
Secs. 16 to 20, inclusive, all;  
Secs. 21 and 22 (fractional), all;  
Sec. 23, all;  
Secs. 24 to 28 (fractional), inclusive, all;  
Secs. 29 and 30, all;  
Secs. 31, 32, 33 and 34 (fractional), all.

Containing approximately 15,479 acres.

T. 35 S., R. 25 W.

Sec. 1 (fractional), all;  
Secs. 2, 3 and 4, all;  
Secs. 5, 6 and 7 (fractional), all;  
Secs. 8, 9 and 10, all;  
Secs. 11 and 12 (fractional), all;  
Sec. 13 (fractional), excluding U.S. Survey 2897;  
Sec. 14 (fractional), excluding U.S. Survey 2897;  
Secs. 15, 16 and 17, all;  
Sec. 18 (fractional), all;  
Secs. 19, 20, 21 and 22, all;  
Sec. 23 (fractional), excluding U.S. Survey 2897;  
Sec. 24, excluding U.S. Survey 2897;  
Secs. 25, 26 and 27, all;  
Secs. 28 to 33 (fractional), inclusive, all;  
Secs. 34 and 35, all;  
Sec. 36 (fractional), all.

Containing approximately 20,585 acres.

T. 35 S., R. 26 W.

Sec. 13 (fractional), all;  
Secs. 23 to 27 (fractional), inclusive, all;  
Secs. 35 and 36 (fractional), all.

Containing approximately 2,310 acres.

T. 36 S., R. 26 W.

Secs. 1, 2 and 3 (fractional), all;  
Secs. 10 to 15 (fractional), inclusive, all;  
Secs. 23, 24 and 25 (fractional), all;  
Secs. 35 and 36 (fractional), all.

Containing approximately 2,715 acres.

Aggregating approximately 58,480 acres outside PLO 1634.

LANDS WITHIN THE KODIAK NATIONAL WILDLIFE REFUGE (PLO 1634)

Seward Meridian, Alaska (Unsurveyed)

T. 33 S., R. 23 W.

Secs. 19, 29 and 30 (fractional), all.

Containing approximately 696 acres.

T. 33 S., R. 24 W.

Sec. 18 (fractional), that portion within PLO 1634;  
Secs. 19, 20 and 21 (fractional), all;  
Sec. 24 (fractional), all;  
Sec. 25 (fractional), excluding Native allotment  
AA-7128 Parcel B;  
Sec. 26 (fractional), excluding Native allotment  
AA-7128 Parcel B;  
Secs. 27, 28 and 29 (fractional), all;  
Sec. 30, all.

Containing approximately 3,975 acres.

T. 33 S., R. 25 W.

Sec. 13 (fractional), that portion within PLO 1634  
and excluding Native allotment AA-7484 Parcel B;  
Sec. 14 (fractional), excluding Native allotments  
AA-7483 Parcel B and AA-7484 Parcel B;  
Sec. 23 (fractional), excluding Native allotments  
AA-7327 and AA-7484 Parcel B;  
Sec. 24 (fractional), all;  
Secs. 25, 26, 35 and 36, all.

Containing approximately 4,270 acres.

T. 34 S., R. 23 W.

Sec. 18 (fractional), all.

Containing approximately 185 acres.

T. 34 S., R. 24 W.

Sec. 13 (fractional), all;  
Secs. 14, 17 and 18, all;  
Secs. 19 to 24 (fractional), inclusive, all.

Containing approximately 4,090 acres.

T. 34 S., R. 25 W.

Secs. 1 to 8, inclusive, all;  
Sec. 9 (fractional), all;  
Secs. 10, 11 and 12, all;  
Sec. 13, excluding Native allotment AA-7496;  
Secs. 14, 15 and 16 (fractional), all;  
Sec. 17, excluding U.S. Survey 4793;  
Sec. 18, all;

- Sec. 19, excluding Amended U.S. Survey 4656;
- Sec. 20 (fractional), excluding Amended U.S. Survey 4656 and U.S. Survey 4793;
- Sec. 21 (fractional), that portion within PLO 1634 and excluding U.S. Survey 4793;
- Sec. 23 (fractional), that portion within PLO 1634 and excluding Alaska Native Claims Settlement Act Sec. 3(e) application AA-14288;
- Sec. 24 (fractional), excluding Native allotment AA-7496;
- Sec. 30 (fractional), excluding Amended U.S. Survey 4656, U.S. Survey 4793 and U.S. Survey 474;
- Sec. 31 (fractional), excluding Amended U.S. Survey 4656.

Containing approximately 12,084 acres.

T. 34 S., R. 26 W.

- Secs. 21 and 22, all;
- Secs. 25, 26 and 27 (fractional), all;
- Secs. 28, 29 and 30, all;
- Sec. 31 (fractional), excluding Native allotment AA-7142 Parcel B;
- Secs. 35 and 36 (fractional), all.

Containing approximately 5,531 acres.

T. 34 S., R. 27 W. (Partially Surveyed)

- Sec. 36 (fractional), all.

Containing approximately 475 acres.

T. 35 S., R. 26 W.

- Sec. 2 (fractional), excluding Native allotments AA-7516 Parcel A and AA-7510 Parcel B;
- Sec. 6 (fractional), all;
- Sec. 7 (fractional), excluding U.S. Survey 372;
- Sec. 10 (fractional), excluding Native allotment AA-7516 Parcel A;
- Sec. 11 (fractional), excluding Native allotment AA-7516 Parcel A;
- Sec. 15 (fractional), all;
- Sec. 18 (fractional), excluding U.S. Survey 372;
- Secs. 19, 20 and 21 (fractional), all;
- Secs. 29 and 30 (fractional), all;
- Sec. 31 (fractional), excluding Native allotment AA-7509.

Containing approximately 2,719 acres.

T. 35 S., R. 27 W.

- Sec. 13 (fractional), all;
- Sec. 24 (fractional), excluding Native allotment AA-7142 Parcel A;
- Sec. 25 (fractional), excluding Native allotment AA-7509.

Containing approximately 645 acres.

T. 36 S., R. 26 W.

- Secs. 6 and 7 (fractional), all.

Containing approximately 155 acres.

Aggregating approximately 34,825 acres within PLO 1634.

Total aggregated acreage, approximately 93,305 acres.

NOW KNOW YE, that there is, therefore, granted by the UNITED STATES OF AMERICA, unto the above-named corporation the surface estate in the land above-described, TO HAVE AND TO HOLD the said estate with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said corporation, its successors and assigns, forever;

EXCEPTING AND RESERVING TO THE UNITED STATES from the lands so granted:

1. The subsurface estate therein, and all rights, privileges, immunities, and appurtenances, of whatsoever nature, accruing unto said estate pursuant to the Alaska Native Claims Settlement Act of December 18, 1971 (85 Stat. 688, 704; 43 U.S.C. 1601, 1613(f) (Supp. V, 1975)).
2. Pursuant to Sec. 17(b) of the Alaska Native Claims Settlement Act of December 18, 1971 (85 Stat. 688, 708; 43 U.S.C. 1601, 1616(b) (Supp. V, 1975)), the following public easements, referenced by easement identification number (EIN) on the easement maps in case file AA-6687-EE, are reserved to the United States and subject to further regulation thereby:
  - a. (EIN 7 E, D9) An easement for a proposed access trail twenty-five (25) feet in width from site EIN 6 D9, E on the shore of Kiliuda Bay northwesterly along the right bank of an unnamed stream to public land in Sec. 15, T. 33 S., R. 25 W., Seward Meridian and continuing on in the same manner to public lands farther north. The usage of roads and trails will be controlled by applicable State or Federal law or regulation.
  - b. (EIN 9a D1, D9, C6, C4) An easement for a proposed access trail twenty-five (25) feet in width from the south shore of Kiliuda Bay in Sec. 30, T. 33 S., R. 23 W., Seward Meridian, southerly to public lands. The usage of roads and trails will be controlled by applicable State or Federal law or regulation.
  - c. (EIN 9b D9) An easement for a proposed access trail twenty-five (25) feet in width from the south shore of Kiliuda Bay in Sec. 28, T. 33 S., R. 24 W., Seward Meridian, southwest to public lands. The usage of roads and trails will be controlled by applicable State or Federal law or regulation.
  - d. (EIN 10 D9) An easement for a proposed access trail twenty-five (25) feet in width from the north shore of Sitkalidak Strait in Sec. 13, T. 34 S., R. 24 W., Seward Meridian, northwest to public lands. The usage of roads and trails will be controlled by applicable State or Federal law or regulation.

- e. (EIN 11 D9) An easement for a proposed access trail twenty-five (25) feet in width from the north shore of Sitkalidak Strait in Sec. 20, T. 34 S., R. 24 W., Seward Meridian northerly to public lands. The usage of roads and trails will be controlled by applicable State or Federal law or regulation.
- f. (EIN 12 D9, L) A streamside easement twenty-five (25) feet in width upland of and parallel to the ordinary high water mark on all banks and an easement on the entire bed of an unnamed stream from its outlet at the head of Midway Bay extending 1 1/2 miles upstream to the eastern border of Sec. 8, T. 34 S., R. 25 W., Seward Meridian. Purpose is to provide for public use of waters having highly significant present recreational use.
- g. (EIN 13 D9) A one (1) acre site easement upland of the ordinary high water mark in Sec. 16, T. 34 S., R. 25 W., Seward Meridian at the outlet of an unnamed stream flowing into Midway Bay. The site has an additional twenty-five (25) foot wide easement on the bed of the unnamed stream along the entire stream waterfront. The site is for camping, staging and vehicle use.
- h. (EIN 15 D9) An easement for a proposed access trail twenty-five (25) feet in width from site EIN 17 D9 on the shore of Barling Bay northerly to public lands. The usage of roads and trails will be controlled by applicable State or Federal law or regulation.
- i. (EIN 17 D9) A one (1) acre site easement upland of the ordinary high water mark in Sec. 27, T. 34 S., R. 26 W., Seward Meridian on the shore of Barling Bay. The site is for camping, staging and vehicle use.
- j. (EIN 18a D1, D9, C6, C4) An easement for a proposed access trail twenty-five (25) feet in width from site EIN 17 D9 on the shore of Barling Bay southwesterly to public lands. The usage of roads and trails will be controlled by applicable State or Federal law or regulation.
- k. (EIN 18b D1, D9, C6, C4) An easement for a proposed access trail twenty-five (25) feet in width from the shore of Three Saints Bay in Sec. 6, T. 35 S., R. 26 W., Seward Meridian northeasterly to public lands. The usage of roads and trails will be controlled by applicable State or Federal law or regulation.
- l. (EIN 18c D1, D9, C6, C4) An easement for a proposed access trail twenty-five (25) feet in width from the shore of Three Saints Bay in Sec. 18, T. 35 S., R. 26 W., Seward Meridian northeast to public lands. The usage of roads and trails will be controlled by applicable State or Federal law or regulation.

- m. (EIN 18d D9) An easement for a proposed access trail twenty-five (25) feet in width from site EIN 17 D9 on the shore of Barling Bay westerly to public lands. The usage of roads and trails will be controlled by applicable State or Federal law or regulation.
- n. (EIN 20 C5, D9) A continuous linear easement twenty-five (25) feet in width upland of and parallel to the mean high tide line in order to provide access to and along the marine coastline and use of such shore for purposes such as beaching of watercraft or aircraft, travel along the shore, recreation, and other similar uses. Deviations from the waterline are permitted when specific conditions so require, e.g., impassable topography or waterfront obstruction. This easement is subject to the right of the owner of the servient estate to build upon such easement a facility for public or private purposes, such right to be exercised reasonably and without undue or unnecessary interference with or obstruction of the easement. When access along the marine coastline easement is to be obstructed, the owner of the servient estate will be obligated to convey to the United States an acceptable alternate access route, at no cost to the United States, prior to the creation of such obstruction.
- o. (EIN 27 D1, D9, C6, C4) An easement for a proposed access trail twenty-five (25) feet in width from streamside EIN 12 D9, L in Sec. 8, T. 34 S., R. 25 W., Seward Meridian northerly along the left bank of an unnamed stream to public lands. The usage of roads and trails will be controlled by applicable State or Federal law or regulation.
- p. (EIN 29 C) The right of the United States to enter upon the lands herein granted for cadastral, geodetic, or other survey purposes is reserved, together with the right to do all things necessary in connection therewith.
- q. (EIN 30a E) A one (1) acre site easement upland of the ordinary high water mark in Secs. 14 and 23, T. 35 S., R. 25 W., Seward Meridian on the shore of McCord Bay. The site is for camping, staging and vehicle use.
- r. (EIN 30b E) A one (1) acre site easement upland of the ordinary high water mark in Sec. 33, T. 35 S., R. 25 W., Seward Meridian on the shore of Sitkalida Lagoon. The site is for camping, staging and vehicle use.
- s. (EIN 30c E) An easement for an existing access trail fifty (50) feet in width from site EIN 30a E on the shore of McCord Bay southwesterly to site EIN 30b E on the shore of Sitkalida Lagoon and continuing on southwesterly to public lands. The usage of roads and trails will be controlled by applicable State or Federal law or regulation.

- t. (EIN 31 E) An easement for an existing access trail fifty (50) feet in width from site EIN 30a E on the shore of McCord Bay southerly to public lands. The usage of roads and trails will be controlled by applicable State or Federal law or regulation.
- u. (EIN 32a E) A one (1) acre site easement upland of the ordinary high water mark at Nunamiut, Sec. 24, T. 35 S., R. 27 W., Seward Meridian on the shore of Three Saints Bay. The site is for camping, staging and vehicle use.
- v. (EIN 32b E) An easement for a proposed access trail twenty-five (25) feet in width from site EIN 32a E on the shore of Three Saints Bay westerly to public lands. The usage of roads and trails will be controlled by applicable State or Federal law or regulation.

These reservations have not been conformed to the Departmental easement policy announced March 3, 1978 and published as final rulemaking on November 27, 1978, 43 FR 55326. Conformance will be made at a later date in accordance with the terms and conditions of the agreement dated November 12, 1976, between the Secretary of the Interior; Koniag, Inc., Regional Native Corporation; Old Harbor Native Corporation and other Koniag village corporations.

THE GRANT OF THE ABOVE-DESCRIBED LANDS IS SUBJECT TO:

1. Issuance of a patent confirming the boundary description of the lands hereinabove granted after approval and filing by the Bureau of Land Management of the official plat of survey covering such lands;
2. Valid existing rights, therein, if any, including but not limited to those created by any lease (including a lease issued under Sec. 6(g) of the Alaska Statehood Act of July 7, 1958 (72 Stat. 339, 341; 48 U.S.C. Ch. 2, Sec. 6(g) (1970))), contract, permit, right-of-way, or easement, and the right of the lessee, contractee, permittee, or grantee to the complete enjoyment of all rights, privileges, and benefits thereby granted to him;
3. Grazing lease A-050255 to Kenneth Arndt on Sitkalidak Island (excluding U.S. Surveys 2897 and 1743) under the act of March 4, 1927 (44 Stat. 1452; 48 U.S.C. 471, 471a, 471o);
4. Requirements of Sec. 22(g) of the Alaska Native Claims Settlement Act of December 18, 1971 (85 Stat. 688, 714; 43 U.S.C. 1601, 1621(g) (Supp. V, 1975)), that (a) the portion of the above-described lands which has been withdrawn by PLO 1634 on May 9, 1958, and is now a part of the Kodiak National Wildlife Refuge, remains subject to the laws and regulations governing use and development of such Refuge, and that (b) the United States reserve from the conveyance the right of first refusal if the said portion of land in such Refuge, or any part thereof, is ever sold by the above-named village corporation;
5. Requirements of Sec. 14(c) of the Alaska Native Claims Settlement Act of December 18, 1971 (85 Stat. 688, 703;

Interim Conveyance No. 165 165

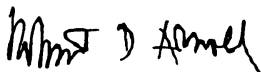
Date MAR 8 1979

43 U.S.C. 1601, 1613(c) (Supp. V, 1975)), that the grantee hereunder convey those portions, if any, of the lands hereinabove granted, as are prescribed in said section; and

6. The terms and conditions of the agreement dated November 12, 1976, between the Secretary of the Interior; Koniag, Inc., Regional Native Corporation; Old Harbor Native Corporation and other Koniag village corporations. A copy of the agreement is hereby attached to and made part of this conveyance document.

IN WITNESS WHEREOF, the undersigned authorized officer of the Bureau of Land Management has, in the name of the United States, set his hand and caused the seal of the Bureau to be hereunto affixed this eighth day of March, 1979, in Anchorage, Alaska.

UNITED STATES OF AMERICA



Assistant to the State Director  
for ANCSA

Interim Conveyance No. 165

Date MAR 8 1979